

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

IN RE: VITAMINS ANTITRUST LITIGATION**This Document Relates To:***Hormel Foods Corporation, et al. v. Akzo Nobel, Inc., et al.*, Case No. 99-1780 (TFH)

Misc. No. 99-0197 (TFH)

MDL No. 1285

FILED**MAY 17 2001**NANCY MAYER WHITTINGTON, C
U.S. DISTRICT COURT**STIPULATION CONCERNING HORMEL FOODS PLAINTIFFS'**
FOURTH AMENDED COMPLAINT

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned that:

1. The Fourth Amended Complaint, which is attached hereto, is deemed filed as to all existing parties as of the date this Order is entered.
2. Defendants joining in this stipulation need not respond to the Third Amended Complaint, which was deemed filed on March 29, 2001.
3. Within 15 business days of entry of this order by which the Fourth Amended Complaint is deemed filed, each defendant joining in this stipulation that has been served with any of the previously filed complaints in this action must file an answer, motion against or other response to the Fourth Amended Complaint. A stipulating defendant may file a response to the Fourth Amended Complaint that incorporates that defendant's response to the Complaint, First Amended Complaint, Second Amended Complaint, or Third Amended Complaint in Hormel Foods Corporation, et al. v. BASF A.G., et al. or the Complaint or First Amended Complaint in Blue Seal Feeds, Inc., et al. v. Akzo Nobel Chemical BV, et al. Such a response may contain additional or different answers, defenses, or other responses as appropriate.

4. All defenses, including specifically the defenses of lack of jurisdiction and insufficiency of service of process, are preserved to the extent that they are included in a response filed as required by either this stipulation or by later service.

Respectfully submitted,

ROBINS, KAPLAN, MILLER & CIRESI, L.L.P.

Dated: May 14, 2001

By: 

K. Craig Wildfang, I.D. No. 0117403

Christopher W. Madel, I.D. No. 230297

Steven E. Uhr, I.D. No. 284038

Anne M. Lockner, I.D. No. 0295516

800 LaSalle Ave. #2800

Minneapolis, MN 55402

(612) 349-8500

(612) 339-4181

LOMMEN, NELSON, COLE & STAGEBERG, P.A.

Phillip A. Cole, I.D. No. 17802

James M. Lockhart, I.D. No. 176746

Geraint D. Powell, I.D. No. 250594

80 South 8th Street, Suite 1800

Minneapolis, MN 55402

(612) 339-8131

Fax: (612) 339-8064

MANSFIELD, TANICK & COHEN, P.A.

Seymour J. Mansfield, I.D. No. 67271

Aaron Biber, I.D. No. 189376

V. John Ella, I.D. No. 249282

1560 International Centre

900 Second Avenue South

Minneapolis, MN 55402-3383

(612) 339-4295

Fax: (612) 339-3161

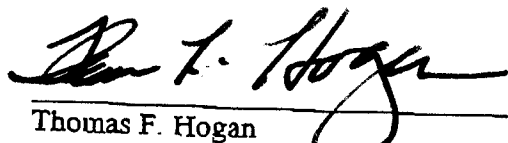
Attorneys for Hormel Foods Corporation Plaintiffs

DAVIS POLK & WARDWELL

Dated: 5/14, 2001By: Lawrence Portnoy
Suzanne Kerrigan450 Lexington Avenue
New York, NY 10017
(212) 450-4000
Fax: (212) 450-3800

Counsel for F. Hoffmann-La Roche Ltd and for purposes of this stipulation, on behalf of Roche Vitamins Inc., Hoffmann-La Roche Inc., BASF AG, BASF Corporation, Aventis S.A. f/k/a Rhone-Poulenc S.A., Aventis Animal Nutrition S.A. f/k/a Rhone-Poulenc Animal Nutrition S.A., Aventis Animal Nutrition Inc. f/k/a Rhone-Poulenc Animal Nutrition, Inc., Daiichi Pharmaceutical Co., Ltd., Daiichi Pharmaceutical Corporation, Daiichi Fine Chemicals, Inc., DuCoa, L.P., DCV, Inc., Eisai Co., Ltd., Eisai Inc., Eisai Corporation of North America, Eisai USA Inc., Nepera, Inc., Reilly Industries, Inc., Bioproducts Incorporated, E.I. duPont de Nemours and Company, UCB Chemicals Corporation, UCB, Inc., Degussa AG f/k/a Degussa-Huls AG, Degussa Corporation, Lonza AG, Lonza Inc., Takeda Chemical Industries, Ltd., Takeda Vitamin & Food USA, Inc., Mitsui & Co., Ltd., Mitsui & Co. (U.S.A.), Inc., ConAgra, Inc., Tanabe Seiyaku Co., Ltd., Tanabe U.S.A., Inc., Chinook Group Ltd. and Chinook Group, Inc.

SO ORDERED:


Thomas F. Hogan
United State District JudgeMay 16, 2001